ATTENTION: PCT LEGAL OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#10

In re application of:

Attorney Docket No.: 3695-0101P

SACCO, et al.

Serial No.: 09/486,660

Int'l. Application No.: PCT/IT98/00231

Art Unit:

I.A. Filing Date: 08/11/98

Examiner:

Title: TRANSGENIC ANIMALS FOR THE

STUDY OF BIOLOGICAL, PHYSICAL AND CHEMICAL TOXIC AGENTS

October 29, 2001

CHRULOGY CENTER 3700

SUPPLEMENTAL RENEWED REQUEST FOR STATUS UNDER 37 CFR 1.42 AND RENEWED PETITION UNDER 37 CFR 1.47(A)

Box: PCT

Assistant Commissioner for Patents

Washington, DC 20231

RECEIVED

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International Divior.

Attention: PCT Legal Office

Sir:

Supplementarily to the Renewed Request & Petition that was filed on September 28, 2001, we have now received a copy of a supplemental Combined Declaration and Power of Attorney duly executed by all of the living inventors herein. We have also received a copy of the Declaration/Power executed on behalf of Rachele Roncucci and of Regine

Roncucci, who are minor heirs of Romeo Roncucci.

SN 09/486,660 Renewed Request & Petition

Should the PCT Legal Examiner wish to discuss any aspect of this matter with Applicants' representative, the PCT Legal Examiner is respectfully requested to telephone Richard Gallagher (Reg. No. 28,781) at (703) 205-8008.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted, BIRCH, STEWART, KOLASCH & BIRCH, LLP

/.loe McKinney Muno

[†]√Reg. No. 32,334

P.O. Box 747

Falls Church, VA 22040-0747

(703) 205-8000

Enclosed:

Declaration/Power (living)

Declaration/Power (Rachele/Regine)

LIVING

BIRCH, STEWART, KOLASCH & BIRCH, LLP

PLEASE NOTE: YOU MUST COMPLETE THE FOLLOWING

(Rev. 06/29/01)

P.O. Box 747 • Falls Church, Virginia 22040-0747 Telephone: (703) 205-8000 • Facsimile: (703) 205-8050

COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT AND DESIGN APPLICATIONS

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated next to my name; that I verily believe that I am the original, first and sole inventor (if only one inventor is named below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Insert Title:	TRANSCENIC ANIMALS FOR THE STUDY OF BIOLOGICAL, PHYSICAL AND CHEMICAL TOXIC AGENTS						
Fill in Appropriate Information - For Use Without Specification Attached:	the specification of which is attached hereto. If not attached hereto, the specification was filed on 28 February 2000 United States Application Number 09/186,660 and amended on 28 February 2000 and 19 December 2000 the specification was filed on 11 August 1998 International Application Number PCT/IT98/00231 amended under PCT Article 19 on					(if applicable) and/or as PCT ; and was (if applicable)	
	amended by any am I acknowledge Regulations, §1.56. I do not know a thereof, or patented year prior to this applical date of this applical date of this applical representative or asspatent or inventor's application by me or I hereby claim or inventor's certifica	endment referred the duty to disc and do not believe or described in a plication, that the ion, that the inve- tion in any cou- igns more than to certificate on this my legal represe doreign priority be tel listed below as	l to above. chose information while the same was ever known printed publication as any printed publication has not been pentry foreign to the Univelve months (six monthing) invention has been finding the contest of the Universe or assigns, exercitis under Title 35,	ch is material to p nown or used in the n in any country be blic use or on sale tented or made the inited States of Ai onths for designs) led in any country cept as follows. United States Cod below any foreign	cove-identified specificatentability as defined attentability as defined United States of America on the United States of an inventomerica on an application foreign to the United foreign to the United application for patent	d in Title 37, Contica before my or atton thereof or m of the form of the first certificate issued into filed by me on, and that no a States of America oreign application	de of Federal our invention tore than one than one year ed before the or my legal pplication for a prior to this
e	Prior Foreign App	lication(s)				Priority C	laimed
Insert Priority Information: (if appropriate)	M197A 001972 (Number)	[talv (Country)		August 28, 1 (Month/Da	1997 y/Year Filed)	⊠ Yes	□ No
	(Number)	(Country)		(Month/Da	y/Year Filed)	O Yes	□ No
	(Number)	(Country)		(Month/Day	y/Year Filed)	☐ Yes	□ No
	(Number) I hereby claim the ber	(Country)	35, United States Code		y/Year Filed) ted States provisional :	Yes Yes applications(s) lis	No ted below.
insert Provisional Applicadon(s): if any)	(Application Number			(Filing C			
	All Foreign Applicate the Filing Date of Thi		ny Patent or Inventor's	s Certificate Filed N	Nore than 12 Months (6	6 Months for Desi	gns) Prior to
	Country		Application Number	7	Date of Filing (Month	h/Day/Year)	
nsert Requested nformation: if appropriate)							
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nsert Prior U.S. Application(s): if any)	(Application Number)	(Filing Date)		(Status - patented, pe	nding abandone	d)
	(Application Number)	(Filing Date)		(Status - patented, pe	nding, abandone	d)

I hereby appoint the practitioners at CUSTOMER NO. 2292 as my attorneys or agents to proceed this application and/or an international application based on this application and to transact all mismess it. the United States Patent and Trademark Office connected therewith and in connection with the resulting patent based on instructions received from the entiry who hist sent the application papers to the practitioners, unless the inventor(s) or assignee provides said practitioners with a written house to the contrary:

Send Correspondence to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP & CUSTOMER NO. 2292

P.O. Box 747 • Falls Church, Virginia 22040-0747 Telephone: (703) 205-8000 • Facsimile: (703) 205-8050

You must COMPLETE IH FOLLOWING:

I hereby declare that all statements made herein of my own knowledge are true and that all sintements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are purishable by fine or impresentant or both, under Senten 1001 of Talle 18 of the United Sintee Code and that such willful false are business may proportize the validity of the application of any patent money thereon.

STATE OF FLORE	GIVEN NAME/FAMILY NAME	INVENTORS SIGNATURE		DATE			
PARTY OF PAR	Maria Grazia SACCO	flean pratio for	<i>د</i> وه	09.10.01			
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Alies -	Institute of Advanced Biomedical Technologies, CNE, 56 Via Ampere, 20131 Milano, Italy						
dil bishe of Becomf Lavouron II any me shees	GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE		DATE			
	Lucigi ZECCA	Tent- fcc	ee_	9 oltobre : 01			
	Residence (City, State & Country)		CITZENS	HIP			
	Milano, Italy	•	Italian				
	MAILING ADDRESS (Complete Street Ad	MAILING ADDRESS (Complete Street Address Including City, 5tate & Country)					
	Institute of Advanced Biomedical Technologies, CNR, 56 Viz Ampere, 20131 Milano, Imly						
all Name of Third Leadings if any	GIVEN NAME/FAMILY NAME	inventor's signature		DATE			
340 gpt/st	Perer BROME EY	Pate Brandy,		25.09.01			
	Residence (City, State & Country)		CITIZENS	HIP			
	Geneva, Swarperland	Beilish					
	MAILING ADDRESS (Complete Street Address including City, State & Country)						
	Gene Control S.A., 9 Rue Boissonnes, CH-1211 Geneva 24, Switzerland						
li Mane al Fourth	GIVEN NAME/FAMILY NAME	INVENTOR'S FIGNATURE		DATE			
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air Abert 13 Phine & SPAIII Vorance Decre	Residence (City, State & Country) Milano, Italy	dress imbuding City, State & Country) INVENTOR'S SIGNATURE	Italian	DATE			
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(Rate, 05/29/05)

*DATE OF SIGNATURE

BIRCH, STEWART, KOLASCH & BIRCH, LLP

P.O. Box 747 • Falls Church, Virginia 22040-0747 Telephone: (703) 205-8000 • Facsimile: (703) 205-8050

PLEASE NOTE: YOU MUST

COMPLETE THE FOLLOWING

RACHELE/RETHNE

COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT AND DESIGN APPLICATIONS

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated next to my name; that I verily believe that I am the original, first and sole inventor (if only one inventor is named below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is daimed and for which a patent is sought on the invention entitled:

Insert Title:	TRANSGENIC ANIMALS FOR THE STUDY OF BIOLOGICAL, PHYSICAL AND CHEMICAL TOXIC AGENTS						
Fill in Appropriate Information - For Use Without Specification Attached:	the specification United States A and amended of the specification	n was filed on 28 application Number on 28 February 20 a was filed on 11	oct 09/186,660 000 and 19 December 2000 August 1998		as PCT		
Attaches:	International Application Number PCT/IT98/00231				and was		
			on		(if applicable)		
	I hereby state that I have reviewed and understand the contents of the above-identified specification, including amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Confequiations, §1.56. I do not know and do not believe the same was ever known or used in the United States of America before my or thereof, or patented or described in any printed publication in any country before my or our invention thereof or my year prior to this application, that the same was not in public use or on sale in the United States of America more is prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued at of this application in any country foreign to the United States of America on an application filed by me representative or assigns more than twelve months (six months for designs) prior to this application, and that no apparent or inventor's certificate on this invention has been filed in any country foreign to the United States of America application by me or my legal representatives or assigns, except as follows. I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certifing date before that of the application on which priority is claimed:				ned in Title 37, Code of Federal nerica before my or our invention thereof or more than one of America more than one year tor's certificate issued before the ration filed by me or my legal tion, and that no application for d States of America prior to this foreign application(s) for patent		
T 10-1	Prior Foreign App	lication(s)			Priority Claimed		
Insert Priority Information:	M197A 001972	Italy		August 28, 1997			
(if appropriate)	(Number)	(Country)	(Month/Day/Year Filed)	Yes No		
	(Number)	(Country)	(Month/Day/Year Filed)	Yes \ No		
	(Number)	(Country)	(Month/Day/Year Filed)	Yes No		
	(Number)	(Country)	(Month/Day/Year Filed)	Yes No		
	I hereby claim the be	mefit under Title	35, United States Code, §1	19(e) of any United States provisions	ıl applications(s) listed below.		
Insert Provisional Application(s): (if any)	(Application Number	er)		(Filing Date)			
	All Foreign Applications, if any, for any Patent or Inventor's Certificate Filed More than 12 Months (6 Months for Designs) Prior to the Filing Date of This Application:						
	Country		Application Number	Date of Filing (Mo	nth/Day/Year)		
Insert Requested Information: (if appropriate)							
	insofar as the subjection in the music information which is	ct matter of each anner provided b amaterial to the	n of the claims of this as y the first paragraph of Ti patentability as defined in	20 of any United States and/or PCT oplication is not disclosed in the pule 35, United States Code, \$112, I at Title 37, Code of Federal Regulation or PCT international filing date of the	rior United States and/or PCT cknowledge the duty to disclose s, \$1,56 which became available		
Insert Prior U.S. Application(s): (if any)	(Application Numbe	r)	(Filing Date)	(Status - patented,	(Status - patented, pending, abandoned)		
	(Application Number)		(Filing Date)	(Status - patented,	(Status - patented, pending, abandoned)		
(Rev. 06/29/01)							

I hereby appoint the practitioners at CUSTOMER NO. 2292 as my attorneys or agents in pracecute this application and to transact all business it. The United States Patent and Transmist Office connected, therewise, and in connection with the resulting patent based on instructions received from the entiry who first sent the application papers to the practitioners, unless the inventor(s) or assignee provides each practitioners with a written honce to the contrary:

Send Correspondence to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP & CUSTOMER NO. 2292

P.O. Box 747 • Falls Church, Virginia 22040-0747 Telephone: (703) 205-8000 • Facsimila: (703) 205-8050

PLEASE NUIT YOU MUST COMPLETE FOLLOWING:

I hereby declare that all statements made herein of my own knowledge are true and that all clatements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willfull false statements and the like so made are purchable by fine or imprisonment or both, under Serson 1001 of Table 18 of the United States Code and that such willful false statements may proportize the validity of the application or any patent issued thereon.

Pull Space of Flore	GIVEN NAME/FAMILY NAME	INVENTORS SIGNATURE		DATE			
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	Institute of Advanced Biomedical Technologies, CNE, 56 Via Ampere, 2015. Milano, Italy						
Fall Name of Bosons for canonill any sea sieve	CIVEN NAME/FAMILY NAME	DIVENTORS SIGNATURE		DATE			
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	Residence (City, State & Country)		CITIZENSH	r.			
	Milano, Daly	Italian	Italian				
1	MAILING ADDRESS (Complete Street Address including City, 5 take & Country)						
	Institute of Advanced Blomedical Technologies, CNR, 55 Viz Ampere 2013; Milano, Italy						
Pall Name of Third Lawrence is a seri	Civen name/family name	INVENTOR'S SIGNATURE		DATE*			
उद्याधिक	Peter BROMC EY	Pate Branday,		25.09.01			
	Residence (City, State & Country)		CITIZENSH	IP			
	Geneva, Switterland	•	British				
	MAILING ADDRESS (Complete Street Address including City, State & Country)						
	Gene Control S.A., 9 Ruc Bossonnus, CH-1711 Geneva 24, Switzerland						
Tali biano all'ouron			TORS SIGNATURE DATE				
LATERAL SE ACOT	GIVEN NAME/FAMILY NAME	inveniors signature		DATE			
	Romine RONCUCCI (decembed)	INVENTORS SIGNATURE					
		INVENTORS SIGNATURE	— CITIZENSH				
	Romer RONCUCCI (decembed)	INVENTORS SIGNATURE	CHIZENSH				
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LAPPING SACY. SEC ABOVE FOLIONAL SAFELING LOWER DATE:	Romico RONCUCCI (decented) Residence (City, State & Country) Mileno, Italy MAILING ADDRESS (Complete Street Address: CIVEN NAME/FAMILY NAME	including City, Sure & Country) INVENTOR'S SIGNATURE	Italian	DATE 10.10.01			
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(Rate, 06/27/07)

*DATE OF SIGNATURE

ADDED PAGE TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR SIGNING BY ADMINISTRATOR(TRIX), EXECUTOR(TRIX) OR LEGAL REPRESENTATIVE ON BEHALF OF DECEASED OR INCAPACITATED INVENTOR (37 CFR 1.42 AND 1.43)

I Maris Novella CASTAGNOLI				
(Ope or print name(s) of administrator(Irix), associatifical legal representative or all name)				
hereby declare that I am a citizen of Italy				
address Via Ungaretti 17				
20028 San Vittore Olona, Milano, Italy				
and that I am executing and signing the declaration to which this is attached as (check				
ane):				
the administrator(trix) of executor(trix) of the last will and testament of legal representative (guardian) of Rachele RONCUCCI and of				
Regine RONCUCCI, who are minor heirs of Romeo RONCUCCI				
<u></u> .				
Full name of (Cust, second, etc.) decessed or incorparitated inventor				
Romeo RONCUCCI				
Country of citizenship of deceased or incapacitated inventor				
Italy				
Residence (City, State, and Country) of deceased or incapacitated inventor				
Milano, Italy				
Mailing Address of deseased or meapsainted inventor				
The Agrees 55 Milana Tiples				
Via Ampere 56, Milano, Italy				
NOTE: The name of the first, record etc. doceaned or incapacitated inventor should preferably also be filled in as the appropriate prior space of the doclaration adding the words "doceaned-completed on added page." or "incapacitated-completed on added page."				
That, upon information and belief, I aver those facts which the inventor is required to state.				
Data: 10/10/2001 (Signature of adelinimentarity, exercise(vix), exercise(vix) legal representative (or all being)				

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

SACCO, et al.

Serial No.: 09/486,660

Int'l. Application No.: PCT/IT98/00231

Art Unit:

Attorney Docket No.: 471-129P

I.A. Filing Date: 08/11/98

Examiner:

Title: TRANSGENIC ANIMALS FOR THE

STUDY OF BIOLOGICAL, PHYSICAL AND

CHEMICAL TOXIC AGENTS

DECLARATION UNDER 37 CFR 1.132

Box: PCT

Assistant Commissioner for Patents

Washington, DC 20231

Sir:

I, Peter Bromley, declare and say as follows:

I am the Peter Bromley who is one of the co-inventors in the subject U.S. patent application.

I have been informed that our Italian patent attorneys were having difficulty in obtaining execution of the necessary Declaration and Power of Attorney form (attached to a copy of the patent application) by Anne Georgette Cristiane Delachet, guardian of Roxanne Roncucci, a minor heir of our deceased co-inventor Romeo Roncucci.

I have personally attempted to obtain her signature on the application papers.

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I was informed some months ago by Paolo Vezzone of the CNR of the difficulty that the CNR patent lawyers were having in obtaining the signature of one of the heirs of my co-inventor Romeo Roncucci, but I was not informed who the heir was. Until 10 days ago, essentially no patent information was communicated to me by the CNR patent lawyers, and this in spite of my company, Gene Control S.A., being a 40% owner of the cited patent applications.

On Friday October 13th, 2000, our Italian lawyer who was negotiating for a year with the CNR to both improve communications, and to offer to buy out the CNR's part in ownership of the cited Intellectual Property, faxed the information that the CNR agreed to sell. He also transmitted information from the CNR that one of Romeo Roncucci's ex wives was the person who was refusing to sign the Declaration for the United States patent Application and the Assignment. He explained that apparently this person has a total aversion to the CNR.

We were also informed that her signature was required before October 28th, and should preferably be supplied to the CNR lawyers before October 23rd. This thus became Gene Control S.A's responsibility, and we were given ten days to react.

On October 17th I received documentation from the CNR lawyers showing that they had made numerous written communications and phone conversations with Ms. Delachet concerning the required signatures, and this as early as May 2000. Unfortunately they do not have her phone number. I obtained a phone number for her, but apparently an Association number and not a home phone number, which is on the restricted list in France. I, and one of my associates, both managed to speak

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to someone at the Association number, and were told that Mrs Delachet was in a meeting and that we should call back later. I called back and spoke to the same person as before. She said that the meeting was not finished but if I left my phone coordinates, Mrs Delachet would call me back. I left my coordinates but never received a call from her. I called again over three days, but always found an answering machine on; I left multiple messages explaining the situation, my phone coordinates again, but heard nothing back.

On October 19th and again on October 20th, I sent a letter to Mrs Delachet by DHL explaining the situation and the need for a rapid signature; the documents to be signed were included in each letter. I plan to go to Nice, France on Monday, October 20th to try and see Mrs Delachet.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: Outober 20 2000

Peter Bromley